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Docket No. GJE-70
Serial No. 09/868,352Remarks

Claims 31, 33, 35-37, 39, 41, and 42 were pending in the subject application. By this Amendment, claims 31, 33, 37, and 39 have been amended. The undersigned avers that no new matter is introduced by this amendment. Entry and consideration of the amendments presented herein is respectfully requested. Accordingly, claims 31, 33, 35-37, 39, 41, and 42 are currently before the Examiner for consideration. Favorable consideration of the pending claims is respectfully requested.

The applicants and the applicants' representative wish to thank Examiner Baskar for the courtesy of the telephonic interview conducted with the undersigned on March 4, 2004, regarding claims 31 and 37. The bacterial infection recited in the claims and immunogenic portions of pho3-1 were discussed. The remarks and amendments set forth herein are consistent with the substance of the interview and are believed to address the outstanding issues as discussed during the interview.

Support for this amendment can be found, for example, at page 2, lines 19-37, page 3, lines 10-13, page 4, lines 13-15, and page 15, lines 10-30, of the subject specification and claims as originally filed.

By this Amendment, page 1 of the specification has been amended to indicate that the subject application is a National Stage Application of International Application Number PCT/GB99/04377, filed December 22, 1999, which is consistent with the Declaration (37 C.F.R. §1.63) submitted on September 5, 2001 and the Official Filing Receipt mailed to the applicants on March 20, 2002.

In view of the foregoing remarks and amendments to the claims, the applicants believe that the currently pending claims are in condition for allowance, and such action is respectfully requested.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 or 1.17 as required by this paper to Deposit Account 19-0065.

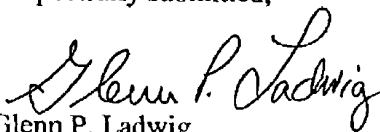
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The applicants invite the Examiner to call the undersigned if clarification is needed on any of this response, or if the Examiner believes a telephonic interview would expedite the prosecution of the subject application to completion.

Respectfully submitted,



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Attachment: Petition and Fee for Extension of Time

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